



FILED
16
09:31 AM

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Atherton Fiber LLC for a Certificate of Public Convenience And Necessity to Provide Full Facilities-Based and Resold Local Exchange Service in AT&T California; Frontier Communications, and Consolidated Communications Local Exchange Areas, and IntraLATA and InterLATA Interexchange Telephone Service Statewide.

Application 16-06-014
(Filed June 30, 2016)

ADMINISTRATIVE LAW JUDGE'S RULING REQUIRING APPLICANT TO FILE A RESPONSE TO INFORMATION REQUEST WITHIN 15 DAYS

On June 30, 2016, Atherton Fiber, LLC, a limited liability company authorized to do business in California, filed an application for a Certificate of Public Convenience and Necessity pursuant to Public Utilities Code Section 1001. Upon review of Atherton's application, the Commission requires the following additional information to be formally filed with the docket office in order to process this application:

- i) Please provide under penalty of perjury the verification that no one associated with or employed by Atherton Fiber as an affiliate, officer, director, partner, or owner of more than 10 percent of Atherton Fiber: (a) held one of these positions with a company that filed for bankruptcy; (b) been personally found liable, or held one of these positions with a company that has been found liable, for fraud, dishonesty, failure to disclose, or misrepresentations to consumers or others; (c) been convicted of a felony; (d) been the subject of a criminal referral by judge or public agency; (e) had a telecommunications license or operating authority denied, suspended, revoked, or limited in any

jurisdiction; (f) personally entered into a settlement, or held one of these positions with a company that has entered into settlement of criminal or civil claims involving violations of §§ 17000, *et seq.*, §§ 17200, *et seq.*, or §§ 17500, *et seq.*, of the California Business & Professions Code, or of any other statute, regulation, or decisional law relating to fraud, dishonesty, failure to disclose, or misrepresentations to consumers or others; or (g) been found to have violated any statute, law, or rule pertaining to public utilities or other regulated industries; (h) entered into any settlement agreements or made any voluntary payments or agreed to any other type of monetary forfeitures in resolution of any action by any regulatory body, agency, or attorney general; or (i) is being, or has been investigated by the Federal Communications Commission or any law enforcement or regulatory agency for failure to comply with any law, rule or order; and

ii) Please provide Atherton Fiber's draft tariff.

If there are questions regarding the required information, Applicant may contact the Assigned ALJ, John A. Mikita, at (415) 703-3386 or John.Mikita@cpuc.ca.gov.

IT IS RULED that Applicant must provide responses to items i and ii via formal filing with the Docket Office within 15 days of the date of this Ruling.

Dated November 17, 2016, at San Francisco, California.

/s/ JOHN A. MIKITA

John A. Mikita
Administrative Law Judge